

In re Terrorist Attacks on September 11, 2001

As relates to: 03 MDL 1570 (GBD) (SN)

HORACE MORRIS, et al.

Civil Docket Number: 18-cv-05321

PLAINTIFFS,

SECOND NOTICE OF AMENDMENT

v.

ISLAMIC REPUBLIC OF IRAN,

ECF CASE

DEFENDANT.

This document relates to:

Horace Morris, et al. v. Islamic Republic of Iran, No. 1:18-cv-05321 (GBD) (SN).

Plaintiffs file this Notice of Amendment with respect to the underlying Complaint in the above-referenced matter, ECF No. 6 (the “Underlying Complaint”), as permitted and approved by the Court’s Order of May 25, 2018, ECF No. 4010, read with the Order dated April 27, 2018, ECF No. 3982. Upon the filing of this Notice of Amendment, the Underlying Complaint is deemed amended to add the individuals listed below (the “New Plaintiffs”) as plaintiffs raising claims against the Islamic Republic of Iran, and adopting the factual allegations, jurisdictional allegations, and jury trial demand of the Underlying Complaint and *Burnett* Iran Complaint, Docket Number 15-cv-9903 (S.D.N.Y.) (GBD)(SN) (ECF Doc. No. 53), as well as all causes of action specified below. The amendment effected through this Notice of Amendment supplements by incorporation into, but does not displace, the Underlying Complaint. This Notice of Amendment relates solely to the Islamic Republic of Iran and does not apply to any other defendant.

CAUSES OF ACTION

The New Plaintiffs hereby adopt and incorporate herein by reference the causes of action set forth in the Underlying Complaint and the *Burnett* Iran Complaint, Docket Number 15-cv-9903 (S.D.N.Y.) (GBD)(SN) (ECF Doc. No. 53).

New Plaintiffs are making such claim on the following basis, and incorporate by reference that supplemental information provided in the Identification of New Plaintiffs below, identifying the New Plaintiffs asserted basis for participating in this suit:

- ☐ Estate Wrongful Death Claim by Estate Representative on Behalf of an Individual Killed as a result of the September 11, 2001 Terrorist Attacks
- ☒ Solatium Claim by Immediate Family Member of an Individual Killed as a result of the September 11, 2001 Terrorist Attacks
- ☐ Personal Injury Claim by Individual Injured as a result of the September 11, 2001 Terrorist Attacks

IDENTIFICATION OF NEW PLAINTIFFS

Each New Plaintiff is or was a survivor of a person who died due to the terrorist attacks of September 11, 2001. For each New Plaintiff, the following chart lists the New Plaintiff's name, the New Plaintiff's residency and nationality, the name of the New Plaintiff's deceased family member, the New Plaintiff's relationship to the decedent, and the paragraph(s) of the Underlying Complaint discussing the decedent and/or the decedent's estate.

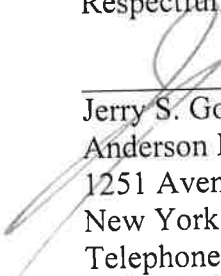
	New Plaintiff's Last Name, First Name	State of Residency at Filing (or death)	Citizenship/ Nationality on 9/11/2001	Decedent's Name (alphabetical by last name)	New Plaintiff's Relationship to Decedent	Paragraphs of Complaint Discussing Decedent 1:18-cv-05321
125	Nesbitt, Anthony R.	MD	United States	Nesbitt, Oscar F.	Brother	¶ 16
126	Nevins, Daniel	NY	United States	Nevins, Gerard T.	Son	¶ 17
127	Nevins, Andrew	CO	United States	Nevins, Gerard T.	Son	¶ 17

	New Plaintiff's Last Name, First Name	State of Residency at Filing (or death)	Citizenship/ Nationality on 9/11/2001	Decedent's Name (alphabetical by last name)	New Plaintiff's Relationship to Decedent	Paragraphs of Complaint Discussing Decedent 1:18-cv-05321
128	Ngo, Ashley	NJ	United States	Ngo, Nancy Yuen	Daughter	¶ 18
129	Yee, Ho Ying	NJ	United States	Ngo, Nancy Yuen	Mother	¶ 18
130	Loconto, Robin	NH	United States	Ngo, Nancy Yuen	Sister	¶ 18
131	Ngo, Lindsay	NJ	United States	Ngo, Nancy Yuen	Daughter	¶ 18
132	Lee, Christine	NJ	United States	Ngo, Nancy Yuen	Sister	¶ 18
133	Oitice, Jean	NY	United States	Oitice, Samuel	Spouse	¶ 20
134	Oitice Murray, Jessica	NY	United States	Oitice, Samuel	Daughter	¶ 20
135	Orloske, Stephen	VT	United States	Orloske, Margaret	Son	¶ 21
136	Ortiz, Crystal	NY	United States	Ortiz, David	Daughter	¶ 22
137	Ortiz, Richard	NY	United States	Ortiz, David	Son	¶ 22
138	Cruz Rodriguez, Maria	NY	United States	Ottenwalder, Isidro D.	Sister	¶ 26
139	Delgado, Maria	NY	United States	Ottenwalder, Isidro D.	Sister	¶ 26
140	Diaz, Ana Sylvia	NY	United States	Ottenwalder, Isidro D.	Sister	¶ 26
141	Ottenwalder, Homero	NJ	United States	Ottenwalder, Isidro D.	Brother	¶ 26
142	Ottenwalder, Jose	NJ	United States	Ottenwalder, Isidro D.	Brother	¶ 26
143	Ottenwalder, Pedro	FL	United States	Ottenwalder, Isidro D.	Brother	¶ 26
144	Ottenwalder, Rafael	NJ	United States	Ottenwalder, Isidro D.	Brother	¶ 26
145	Ottenwalder, William	NY	Dominican Republic	Ottenwalder, Isidro D.	Brother	¶ 26
146	Ottenwalder, Altagracia	NY	Dominican Republic	Ottenwalder, Isidro D.	Sister	¶ 26
147	Ottenwalder, Maria	NY	Dominican Republic	Ottenwalder, Isidro D.	Sister	¶ 26

	New Plaintiff's Last Name, First Name	State of Residency at Filing (or death)	Citizenship/ Nationality on 9/11/2001	Decedent's Name (alphabetical by last name)	New Plaintiff's Relationship to Decedent	Paragraphs of Complaint Discussing Decedent 1:18-cv-05321
148	Pena di Ottenwalder, Ana	NJ	Dominican Republic	Ottenwalder, Isidro D.	Mother	¶ 26
149	Tolentino, Josefina	NY	Dominican Republic	Ottenwalder, Isidro D.	Sister	¶ 26

Dated: June 4, 2018

Respectfully submitted,



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 COUNSEL FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I hereby certify that on June ~~2~~²⁴ 2018, I caused the foregoing Notice of Amendment, to be served via the Court's ECF system to all counsel of record in Case Number 03-MDL-1570 (GBD) (SN).



Jerry S. Goldman